IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.489 of 2006

Dated: April 18, 2006

Between:

Dr. G. Ananta Ram, S/o. G. Rama Theerdha Rao,

aged about 25 years, 1st year Post-graduate

Medical Student in M.D. Radiodiagnosis,

Osmania Medical College, Hyderabad.

… Petitioner

And

State of Andhra Pradesh represented by its

Principal Secretary, Health, Medical and

Family Welfare Dept., Secretariat Buildings,

Hyderabad, and three others.

… Respondents

Order:

The petitioner, a Post Graduate student of M.D. Radiodiagnosis in the Osmania Medical College, Hyderabad, has filed this Writ Petition to declare the action of the respondents in not releasing and paying the monthly stipend which the students of post graduate medical courses are entitled to, as per the rules notified in G.O.Ms.No.123 dated 23-04-2005.

2. It is the case of the petitioner that the monthly stipend payable to the postgraduate medical students as per G.O.Ms.No.123 dated 23-04-2005, is not being paid to him though he made several representations before the respondent-authorities. It is stated that unless the monthly stipend is paid to him, it is very difficult for him to pursue the said course.

3. Though no counter affidavit has been filed, learned Standing Counsel appearing for the N.T.R. University of Health Sciences, Vijayawada, produced a letter dated 25-01-2006 addressed to the learned Standing Counsel, stating that subsequent to filing of the Writ Petition, the case of the petitioner and similarly placed persons was considered and stipend is being paid as per their entitlement. Learned counsel for the petitioner also admits the payment of stipend, but, however, he submits that the petitioner is entitled to be paid monthly stipend from the date of joining the course, i.e. 02-05-2005.

4. As much as monthly stipend is being paid from September, 2005,
I dispose of the Writ Petition permitting the petitioner to make a representation with regard to payment of monthly stipend from
02-05-2005, within two weeks from today, and on such representation being made, respondents 3 and 4 shall consider the same and pass appropriate orders. If ultimately, it is held that the petitioner is entitled for payment of the monthly stipend from the date of his joining, i.e. 02-05-2005; steps shall be taken for payment of the said amount within three months from today.

5. Subject to the above directions, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY.

April 18, 2006

MRR